



ATTORNEY'S DOCKET NUMBER

"Express Mail" mailing label number EV 683 836 206 US

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

# TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371

<b>IVENI</b>	2438	2								<u></u>
U.S. APPL	ICATI(	ON NO	(if known, see 37 C.F.R	. 1.5)						
10/520				DIECULATIONAL	FIL DIC DAT	e I	EADLIEC	T DDIODITY DAT		DAED
INTERNA	TIONA	L APPI	LICATION NO.	INTERNATIONAL	FILING DAT	E	EARLIES	T PRIORITY DAT	E CLA	IMED
PCT/G	B200	3/00	2846	July 2, 2003		·	July 2,	2002		
TITLE OF	INVEN	NOITI								
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APPLICA								·		•
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Ian J. F	ORS	TER		•	·					
			th submits to the			ated/Ele	ected O	ffice (DO/E	O/US)	) the
	1.	This	s is a <b>FIRST</b> subm	ission of items	concerning	g a filing	g under	35 U.S.C. 37	l.	
<u>X</u>	2.		s is a <b>SECOND</b> er 37 U.S.C. 371.	or SUBSEQU	ENT sub	mission	of iter	ms concernin	ig a i	filing
	3.		s is an express request is submission must i	<del>-</del>			<del>-</del>		C. 37	1(f)).
	4.	The	US has been elect	ed (Article 31).						
	5.	A co	opy of the Internati	ional Application	n as filed	(35 U.S	.C. 371(	(c)(2))		
	_	a.	is attached here Bureau).	to (required o	nly if no	t comn	nunicate	d by the In	ternat	ional
		b.	has been commu	nicated by the Ir	nternationa	al Burea	u.			
	-	C.	is not required, a (RO/US).	s the applicatio	n was filed	d in the	United	States Receiv	ving C	)ffice
	6.		English langua, U.S.C. 371(c)(2)).		of the	Interna	ational	Application	as	filed

LAW OFFICES OF
CHRISTENSEN O'CONNOR JOHNSON KINDNESS<sup>HLC</sup>
1420 Fifth Avenue
Suite 2800
Seattle, Washington 98101
206.682.8100

	7.	Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
<del></del>		a. are attached hereto (required only if not communicated by the International Bureau).
<del></del>	<del></del>	b. have been communicated by the International Bureau.
	_	c. have not been made; however, the time limit for making such amendments has NOT expired.
	_	d. have not been made and will not be made.
	8.	An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
<u>X</u>	9.	An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
	10.	An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
Items 1	[1 to 2	20 below concern document(s) or information included:
<del></del>	11.	An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.
	12.	An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
	13.	A preliminary amendment. Please enter the Preliminary Amendment prior to calculation of the filing fee. The "Amendments to the Claims" section adds additional pages to the application, bringing the total number of pages to
	14.	An Application Data Sheet under 37 C.F.R. 1.76.
	15.	A substitute specification.
<u>X</u>	16.	A copy of the Notice of Acceptance of Power of Attorney granted to Customer No. 52531 on August 3, 2006, is enclosed.
	17.	A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 C.F.R. 1.821 – 1.825 is transmitted herewith in printed and computer-readable formats.
	18.	A second copy of the published international application under 35 U.S.C. 154(d)(4).
	19.	A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
<u>X</u>	20.	Other items or information:
		Petition for Revival of Unintentionally Abandoned Application; and Copy of Notification of Missing Requirements.

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CHRISTENSEN O'CONNOR JOHNSON KINDNESSPLE
1420 Fifth Avenue
Suite 2800
Seattle, Washington 98101
206.682.8100

	The following f	ees ar	re submitted	•				CALCU	LAT]
(4	21. <u> </u>	) Bas	ic national f	ee	••••		\$300	\$	
]	If the written op examinati provisions	oinion on res	port prepare CT Article 3	y ISA/US d by IPE 33(1)-(4).	A/US indicate	s all clair	ns satisfy \$0.00	\$	
	23c If the written op report pre Article 33 Search fee (37 ( to the US) International Se to the Off	c) Search fee  ne written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PC Article 33(1)-(4)				ary examination ovisions of PCT\$0.00 al application\$100.00 and provided IB\$400.00	\$		
				TOTA	AL OF ABOV	Æ CAL	CULATIONS =		
Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.									
_	Total Sheets	Extra Sheets  Number of each additional 50 or fraction thereof (round <b>up</b> to a whole number)  Rate							
	- 100 =		/50=			, .	x \$250	\$	
Surcharge of \$130 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).								\$ 130	
	CLAIMS	·	NUMBER	FILED	NUMBER E	EXTRA	RATE		<del></del>
_	Total claims			20 =			x \$50	\$	
Independent claims		3 =				x \$200	\$		
MULTIPLE DEPENDENT CLAIM(S) (if applicable) + \$360							\$		
TOTAL OF ABOVE CALCULATIONS =								\$ 130	·
Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.								\$	
	TOTAL NATIONAL FEE =							\$ 130	
Fee for Petition of Revival of Unintentionally Abandoned Application under 37 C.F.R. § 1.17(m).							\$1,500		
M	KAYPAGH 00000141	10520	175		TOTA	L FEES	ENCLOSED =	\$1,630	<del></del>
			130.00 OP		J	Amount	to be refunded:	\$	

LAW OFFICES OF CHRISTENSEN O'CONNOR JOHNSON KINDNESSPLE 1420 Fifth Avenue **Suite 2800** Seattle, Washington 98101 206.682.8100

<u>X</u>	a.	Check No. 171946 in the amount of \$1,630, which covers the late declaration surcharge and the petition to revive.
	b.	Please charge my Deposit Account No in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed.
<u>X</u>	c.	The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 03-1740. A duplicate copy of this sheet is enclosed.
		ppropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a)

N or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

# Customer No. 52531

Kevan L. Morgan CHRISTENSEN O'CONNOR JOHNSON KINDNESSPLLC 1420 Fifth Avenue **Suite 2800** Seattle, WA 98101

Respectfully submitted,

CHRISTENSEN O'CONNOR JOHNSON KINDNESSPLLC

Kevan L. Morgan Registration No. 42,015 Direct Dial No. 206.695.1712

# **EXPRESS MAIL CERTIFICATE**

Express Mail No.: EV 683 836 206 US

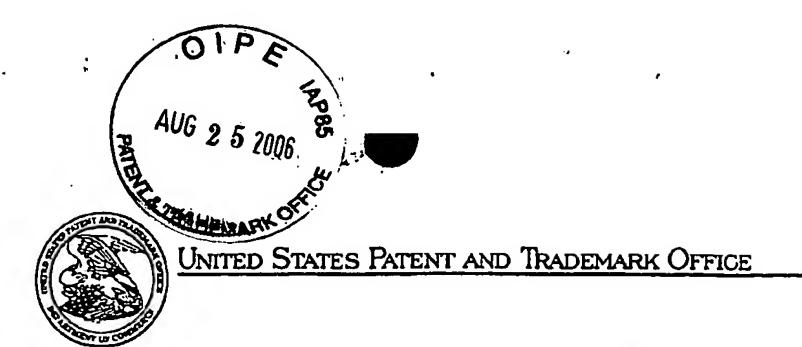
Date of Deposit: August 25, 2006

I hereby certify that this document and the enclosures listed therein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Gregg Peria-Hansen

KLM:jlb

LAW OFFICES OF CHRISTENSEN O'CONNOR JOHNSON KINDNESSPLIC 1420 Fifth Avenue **Suite 2800** Seattle, Washington 98101 206.682.8100



UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trudhmark Offices Address COMMISSIONER FOR PATENTS P.O. Dox 1450 Alexandria, Vinginia 22313-1450

www.mpto.guv

U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY. DOCKET NO.

10/520,175 Ian James Forster P/62150

INTERNATIONAL APPLICATION NO.

PCT/GB03/02846

Alan Israel Kirschstein Ottinger Israel & Schiffmiller 489 Fifth Avenue New York, NY 10017 1A. FILING DATE PRIORITY DATE 07/02/2003 07/03/2002

CONFIRMATION NO. 9562
371 FORMALITIES LETTER
COC00000016445433\*

Date Mailed: 07/05/2005

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/03/2005
- Copy of the International Search Report filed on 01/03/2005
- Copy of IPE Report filed on 01/03/2005
- Preliminary Amendments filed on 01/03/2005
- Request for Immediate Examination filed on 01/03/2005
- U.S. Basic National Fees filed on 01/03/2005
- Priority Documents filed on 01/03/2005

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application
  by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

#### **SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Large Entity:

• \$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

KAREN M-WILLIAMS-

Telephone: (703) 308-9140 EXT 213

#### PART 2 - OFFICE COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.	
10/520,175	PCT/GB03/02846	P/62150	

FORM PCT/DO/EO/905 (371 Formalities Notice)